

1 [Names and addresses of counsel appear on
2 signature page]
3
4
5
6
7
8

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DERRICK SATCHELL, KALINI
BOYKIN, VALERIE BROWN, RICK
GONZALES, CYNTHIA GUERRERO,
RACHEL HUTCHINS, TYRONE
MERRITT, KELVIN SMITH, SR., and
KEN STEVENSON, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

FEDEX EXPRESS, a Delaware
corporation,

Defendant.

Case No. C 03-2659 SI

CLASS ACTION

STIPULATION AND [PROPOSED]
ORDER EXTENDING DEADLINES FOR
EXPERT REBUTTAL REPORTS AND
EXPERT DEPOSITIONS, AND
ADJUSTING BRIEFING AND HEARING
DATES RE DISPOSITIVE MOTIONS

CALDWELL, et al.,

Case No. C 03-02878 SI

Plaintiffs,

vs.

FEDEX CORPORATION, et al.,

Defendants.

The parties through their counsel, hereby stipulate and agree as follows:

1 1. The deadline for service of expert rebuttal reports is extended from
2 August 25, 2006 to September 1, 2006;

3 2. After the service of expert rebuttal reports, FedEx shall produce some
4 additional agreed upon data from its FAMIS system. Plaintiffs shall have two weeks from receipt
5 of that data to supplement or amend their expert reports. If Plaintiffs do so supplement or amend
6 their expert reports, FedEx will have 2 weeks from service of the supplements or amendments to
7 depose the expert(s) about the supplement(s) or amendment(s);

8 3. Except as set forth in paragraph 2, above, the deadline for completion of
9 expert discovery is extended from September 29, 2006 to and including, October 13, 2006;

10 4. The briefing schedule for dispositive motions is extended by three weeks,
11 as follows:

<u>New Date</u>	<u>(Old Date)</u>	<u>Task</u>
October 20, 2006	(September 29, 2006)	Moving papers to be served and filed.
November 17, 2006	(October 27, 2006)	Opposition papers to be served and filed.
December 4, 2006	(November 13, 2006)	Reply papers to be served and filed.

17 5. The Court will hold a hearing on dispositive motions, if any, on
18 December 22, 2006 at 9:00 a.m.

19 SO STIPULATED.

21 Dated: August 15, 2006

LIEFF, CABRASER, HEIMANN & BERNSTEIN, LLP

22 By:

James M. Finberg

24 Bill Lann Lee
25 Eve H. Cervantez
26 Chimène I. Keitner
27 275 Battery Street, 30th Floor
28 San Francisco, CA 94111-3339
 Telephone: (415) 956-1000
 Facsimile: (415) 956-1008

1 Todd M. Schneider (SBN 158253)
2 Guy B. Wallace (SBN 176151)
3 Joshua Konecky (SBN 182897)
4 SCHNEIDER & WALLACE
5 180 Montgomery Street, Suite 2000
6 San Francisco, CA 94104
7 Telephone: (415) 421-7100
8 Facsimile: (415) 421-7105

9 JOHN BURRIS (SBN 69888)
10 7677 Oakport Bldg., Suite 1120
11 Oakland, CA 94612
12 Telephone: (510) 839-5210
13 Facsimile: (510) 839-3882

14 MICHAEL S. DAVIS (SBN 160045)
15 345 Hill Street
16 San Francisco, CA 94109
17 Telephone: (415) 282-4315
18 Facsimile: (415) 358-5576

19 KAY MCKENZIE PARKER (SBN 143140)
20 225 Bush Street, 16th Floor
21 San Francisco, CA 94104
22 Telephone: (415) 227-9622
23 Facsimile: (415) 227-4522

24 WAUKEEN Q. MCCOY (SBN 168228)
25 703 Market Street, Suite 1407
26 San Francisco, CA 94103
27 Telephone: (415) 675-7705
28 Facsimile: (415) 675-2530

19 *Class Counsel*

20 Dated: August 15, 2006

21 SEYFARTH & SHAW LLP

22 By: /s/ Gilmore F. Diekmann, Jr.
23 Gilmore F. Diekmann, Jr.

24 Gilmore F. Diekmann, Jr. (SBN 050400)
25 560 Mission Street, Suite 3100
26 San Francisco, CA 94105
27 Telephone: (415) 397-2823
28 Facsimile: (415) 397-8549

1 Evelyn Becker
2 O'MELVENY & MYERS LLP
3 1625 Eye Street, N.W.
4 Washington, D.C. 20006-4001
5 Telephone: (202) 383-5300
6 Facsimile: (202) 383-5414

7 Frederick Douglas
8 FEDERAL EXPRESS CORP.
9 3620 Hacks Cross Road, Bldg. B, 3rd fl.
10 Memphis, TN 38125-8800
11 Telephone: (901) 434-8519
12 Facsimile: (901) 434-9271

13 *Counsel for Defendant*

14 **ORDER**

15 The foregoing stipulation is approved, and IT IS SO ORDERED.

16 Dated: _____



17
18 Hon. Susan Illston
19 United States District Judge
20
21
22
23
24
25
26
27
28